2-cv-00089-GKF-tlw Document 2-2 Filed in USDC ND/OK on 02/

IN THE DISTRICT COURT FOR OKLAHOMA COUNTY OKLAHOMA OKLAHOMA OKLAHOMA OKLAHOMA OKLAHOMA OKLAHOMA OKLAHOMA

OKLAHOMA COUNTY, OKLA.

ANTHONY GAN, individually, and d/b/a EMPIRE LEASING, LLC.

AUG -5 2011

PATRICIA PRESLEY, COURT CLERK

Plaintiff.

Case Number:

v.

- 1. SAFECO INSURANCE;
- 2. AMERICAN ECONOMY INSURANCE **COMPANY:**
- 3. AMERICA FIRST INSURANCE **COMPANY:**
- 4. LIBERTY MUTUAL GROUP; and,
- 5. LIBERTY MUTUAL GROUP AGENCY MARKETS

Defendants.

CJ -2011-5493

PETITION

Plaintiff, for his claim, states:

- Plaintiff, Anthony Gan, owns a building located in Bartlesville, Oklahoma. 1.
- 2. On February 6, 2009, Plaintiff's building sustained hail damage.
- Prior to February 6, 2009, Plaintiff entered into a written contract of insurance 3. with Defendants providing insurance coverage for his building.
- 4. On February 6, 2009, and continuing at all times during the occurrence giving rise to this lawsuit, the building located in Bartlesville, Oklahoma was covered by a policy of insurance issued by Defendants which included coverage for hail damage.

- 5. Plaintiff made demand for payment of benefits due him under the contract of insurance and Defendants failed to properly investigate, evaluate, and pay the full benefits owed to Plaintiff.
- 6. The refusal of Defendants to pay benefits owed Plaintiff breached the contract between Plaintiff and Defendants.
- 7. This action was originally filed on February 8, 2010.
- 8. Defendants' refusal to pay benefits owed Plaintiff is unreasonable, intentional, a violation of its duty of good faith and fair dealing and in bad faith.
- 9. Defendants' handling of Plaintiff's claim for benefits and refusal to pay benefits owned Plaintiff violated various Oklahoma statutes, regulations, and administrative code provisions rendering Defendants, negligent per se for their conduct.
- 10. As a result of the incident giving rise to this lawsuit, Plaintiff suffered property damage; damage to his personal property; loss of value in his property; has suffered, and will continue to suffer, mental and emotional pain and anguish; has suffered loss of income; has suffered loss in value of his business; and, has been damaged in an amount in excess of \$75,000.00, exclusive of interest, attorneys' fees, and costs.
- 11. As a result of Defendants' bad faith, Plaintiff seeks punitive damages in excess of \$75,000.00

WHEREFORE, Plaintiffs pray judgment against Defendants, each in an amount in excess of \$75,000.00, exclusive of costs and interest, and seeks her costs, attorneys' fees and all other relief the Court deems just and equitable.

BY:

Larry Tawwater, OBA No. 8852

Darren M. Tawwater, OBA No. 18854

David N. Mayo, OBA No. 21985

THE TAWWATER LAW FIRM, P.L.L.C.

14001 Quail Springs Parkway

Oklahoma City, Oklahoma 73134

Telephone: (405) 607-1400 Facsimile: (405) 607-1450

E-mail:david@tawlaw.com

ATTORNEYS FOR PLAINTIFF

ATTORNEY'S LIEN CLAIMED



IN THE DISTRICT COURT OF OKLAHOMA COUNTY STATE OF OKLAHOMA

ANTHONY GAN, individually, and d/b/a EMPIRE LEASING, LLC. Plaintiff.

V,

- 1. SAFECO INSURANCE;
- 2. AMERICAN ECONOMY INSURANCE **COMPANY:**
- 3. AMERICA FIRST INSURANCE **COMPANY:**
- 4. LIBERTY MUTUAL GROUP; and,
- 5. LIBERTY MUTUAL GROUP AGENCY MARKETS

Defendants.

FILED IN THE DISTRICT COURT OKLAHOMA COUNTY, OKLA.

JAN 1 9 2012

Case Numberatricia Presley, Sourt Clerk

W -2011 -5493

SUMMONS

TO THE ABOVE-NAMED DEFENDANT: LIBERTY MUTUAL GROUP

You have been sued by the above-named Plaintiff, and you are directed to file a written answer to the attached Petition in the court at the above address within twenty (20) days after service of this summons upon you, exclusive of the day of service. Within the same time, a copy of your answer must be delivered or mailed to the attorney for the Plaintiff.

Unless you answer the Petition within the time stated, judgment will be rendered against you with costs of the action.

day of August, 2011.

[SEAL]

Court Clerk

ATTORNEYS FOR PLAINTIFF:

David N. Mayo

THE TAWWATER LAW FIRM, P.L.L.C.

14001 Quail Springs Parkway Oklahoma City, Oklahoma 73134 (405) 607-1400

This summons was served on the 12 day of 40

Case 4:12-cv-00089-GKF-tlw Document 2-2 Filed in USDC ND/OK on 02/22/12 Page 5 of 30

RETURN OF SERVICE

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IN THE DISTRICT COURT OF OKLAHOMA COUNTY STATE OF OKLAHOMA

JAN 1 9 2012 PATRICIA PRESLEY, COURT CLERK

ANTHONY GAN, individually, and d/b/a EMPIRE LEASING, LLC. Plaintiff.

 \mathbf{V}_{-}

- 1. SAFECO INSURANCE;
- 2. AMERICAN ECONOMY INSURANCE **COMPANY:**
- 3. AMERICA FIRST INSURANCE **COMPANY**;
- 4. LIBERTY MUTUAL GROUP; and,
- 5. LIBERTY MUTUAL GROUP AGENCY MARKETS

Defendants.

Case Number:

CJ -2011-5493

SUMMONS

TO THE ABOVE-NAMED DEFENDANT: AMERICAN ECONOMY INSURANCE COMPANY

You have been sued by the above-named Plaintiff, and you are directed to file a written answer to the attached Petition in the court at the above address within twenty (20) days after service of this summons upon you, exclusive of the day of service. Within the same time, a copy of your answer must be delivered or mailed to the attorney for the Plaintiff.

Unless you answer the Petition within the time stated, judgment will be rendered against you with costs of the action.

Issued this 5 day of August, 2011.

EATHICIA PRESLEY, COUNTRIES

[SEAL]

Court Clerk

ATTORNEYS FOR PLAINTIFF:

David N. Mayo

THE TAWWATER LAW FIRM, P.L.L.C.

14001 Quail Springs Parkway Oklahoma City, Oklahoma 73134 (405) 607-1400

This summons was served on the 12 day of January, 2012.

By the Januar hav Fin Puc

RETURN OF SERVICE

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Case 4:12-cv-00089-GKF-tlw Document 2-2 Filed in USDC ND/OK on 02/22/12 Page 8 of 30

FILED IN THE DISTRICT COURT



IN THE DISTRICT COURT OF OKLAHOMA COUNTY STATE OF OKLAHOMA

OKLAHOMA COUNTY, OKLA. JAN 1 9 2012 PATRICIA PRESLEY, COURT CLERK

ANTHONY GAN, individually, and d/b/a EMPIRE LEASING, LLC. Plaintiff.

v.

- 1. SAFECO INSURANCE;
- 2. AMERICAN ECONOMY INSURANCE **COMPANY:**
- 3. AMERICA FIRST INSURANCE **COMPANY:**
- 4. LIBERTY MUTUAL GROUP; and,
- 5. LIBERTY MUTUAL GROUP AGENCY MARKETS

Defendants.

Case Number:

CJ -2011-5493

SUMMONS

TO THE ABOVE-NAMED DEFENDANT: AMERICA FIRST INSURANCE COMPANY

You have been sued by the above-named Plaintiff, and you are directed to file a written answer to the attached Petition in the court at the above address within twenty (20) days after service of this summons upon you, exclusive of the day of service. Within the same time, a copy of your answer must be delivered or mailed to the attorney for the Plaintiff.

Unless you answer the Petition within the time stated, judgment will be rendered against you with costs of the action.

Issued this day of August, 2011.

PATRICIA PRESLEY, Court Cleft

[SEAL]

Court Clerk

ATTORNEYS FOR PLAINTIFF:

David N. Mayo

THE TAWWATER LAW FIRM, P.L.L.C.

14001 Quail Springs Parkway Oklahoma City, Oklahoma 73134 (405) 607-1400

This summons was served on the 12 day of January, 2012.

By the January fair PUC

Case 4:12-cv-00089-GKF-tlw Document 2-2 Filed in USDC ND/OK on 02/22/12 Page 9 of 30 **RETURN OF SERVICE**

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IN THE DISTRICT COURT OF OKLAHOMA COUNTY STATE OF OKLAHOMA OKLAHOMA COUNTY, OKLA.

ANTHONY GAN, individually, and d/b/a EMPIRE LEASING, LLC. Plaintiff,

v.

1. SAFECO INSURANCE;

- 2. AMERICAN ECONOMY INSURANCE **COMPANY**;
- 3. AMERICA FIRST INSURANCE **COMPANY**;
- 4. LIBERTY MUTUAL GROUP; and,
- 5. LIBERTY MUTUAL GROUP AGENCY MARKETS

Defendants.

JAN 1 9 2012

PATRICIA PRESLEY, COURT CLERK

DEPUTY

Case Number:

CJ -2011-5493

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TO THE ABOVE-NAMED DEFENDANT: LIBERTY MUTUAL GROUP

You have been sued by the above-named Plaintiff, and you are directed to file a written answer to the attached Petition in the court at the above address within twenty (20) days after service of this summons upon you, exclusive of the day of service. Within the same time, a copy of your answer must be delivered or mailed to the attorney for the Plaintiff.

Unless you answer the Petition within the time stated, judgment will be rendered against you with costs of the action.

Issued this day of August, 2011.

PATRICIA PRESLEY COUNCIEN

[SEAL]

Court Clerk

ATTORNEYS FOR PLAINTIFF:

David N. Mayo

THE TAWWATER LAW FIRM, P.L.L.C.

14001 Quail Springs Parkway Oklahoma City, Oklahoma 73134 (405) 607-1400

This summons was served on the 12 day of famely

RETURN OF SERVICE

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v.

IN THE DISTRICT COURT OF OKLAHOMA COUNTY STATE OF OKLAHOMA

ANTHONY GAN, individually, and d/b/a EMPIRE LEASING, LLC. Plaintiff.

1. SAFECO INSURANCE;

2. AMERICAN ECONOMY INSURANCE **COMPANY:**

3. AMERICA FIRST INSURANCE **COMPANY:**

4. LIBERTY MUTUAL GROUP; and,

5. LIBERTY MUTUAL GROUP AGENCY MARKETS

Defendants.

FILED IN THE DISTRICT COURT OKLAHOMA COUNTY, OKLA.

Case Number:

JAN 19 2012

PATRICIA PRESLEY, COURT CLERK

SUMMONS

TO THE ABOVE-NAMED DEFENDANT: SAFECO INSURANCE

You have been sued by the above-named Plaintiff, and you are directed to file a written answer to the attached Petition in the court at the above address within twenty (20) days after service of this summons upon you, exclusive of the day of service. Within the same time, a copy of your answer must be delivered or mailed to the attorney for the Plaintiff.

Unless you answer the Petition within the time stated, judgment will be rendered against you with costs of the action.

Issued this day of August, 2011.

PATRICIA PRESLEY, Court Clerk

[SEAL]

Court Clerk

ATTORNEYS FOR PLAINTIFF:

David N. Mayo

THE TAWWATER LAW FIRM, P.L.L.C.

14001 Quail Springs Parkway Oklahoma City, Oklahoma 73134 (405) 607-1400

This summons was served on the 12 day of _

RETURN OF SERVICE

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IN THE DISTRICT COURT FOR OKLAHOMA COUNTY STATE OF OKLAHOMA

ANTHONY GAN, individually, and d/b/a **EMPIRE LEASING**, **LLC.**

Plaintiff,

v.

Case Number: CJ-2011-5493

1. SAFECO INSURANCE;

- 2. SAFECO INSURANCE COMPANY OF AMERICA;
- 3. AMERICAN ECONOMY INSURANCE COMPANY;
- 4. AMERICA FIRST INSURANCE COMPANY;
- 5. LIBERTY MUTUAL GROUP;
- 6. LIBERTY MUTUAL GROUP AGENCY MARKETS;
- 7. LIBERTY MUTUAL FIRE INSURANCE COMPANY; and
- 8. LIBERTY MUTUAL INSURANCE COMPANY.

Defendants.

FILED IN THE DISTRICT COURT OKLAHOMA COUNTY, OKLA.

AN 2 0 2012

THE EXICOURT CLERK

FIRST AMENDED PETITION

Plaintiff, for his claim, states:

- 1. Plaintiff, Anthony Gan, owns a building located in Bartlesville, Oklahoma
- 2. On February 6, 2009, Plaintiff's building sustained hail damage.
- 3. Prior to February 6, 2009, Plaintiff entered into a written contract of insurance with Defendants providing insurance coverage for his building.
- 4. On February 6, 2009, and continuing at all times during the occurrence giving rise to this lawsuit, the building located in Bartlesville, Oklahoma was covered by a policy of insurance issued by Defendants which included coverage for hail damage.

- 5. Plaintiff made demand for payment of benefits due him under the contract of insurance and Defendants failed to properly investigate, evaluate, and pay the full benefits owed to Plaintiff.
- 6. The refusal of Defendants to pay benefits owed Plaintiff breached the contract between Plaintiff and Defendants.
- 7. This action was originally filed on February 8, 2010.
- 8. Defendants' refusal to pay benefits owed Plaintiff is unreasonable, intentional, a violation of its duty of good faith and fair dealing and in bad faith.
- 9. Defendants' handling of Plaintiff's claim for benefits and refusal to pay benefits owned Plaintiff violated various Oklahoma statutes, regulations, and admir istrative code provisions rendering Defendants, *negligent per se* for their conduct.
- 10. As a result of the incident giving rise to this lawsuit, Plaintiff suffered property damage; damage to his personal property; loss of value in his property; has suffered, and will continue to suffer, mental and emotional pain and anguish; has suffered loss of income; has suffered loss in value of his business; and, has been damaged in an amount in excess of \$75,000.00, exclusive of interest, attorneys' fees, and costs.
- 11. As a result of Defendants' bad faith, Plaintiff seeks punitive damages in excess of \$75,000.00

WHEREFORE, Plaintiffs pray judgment against Defendants, each in an amount in excess of \$75,000.00, exclusive of costs and interest, and seeks her costs, attorneys' fees and all other relief the Court deems just and equitable.

BY:

Larry Tawwater, OBA No. 8852 Darren M. Tawwater, OBA No. 18854 David N. Mayo, OBA No. 21985

THE TAWWATER LAW FIRM, P.L.L.C.

14001 Quail Springs Parkway Oklahoma City, Oklahoma 73134

Telephone: (405) 607-1400 Facsimile: (405) 607-1450 E-mail:david@tawlaw.com

ATTORNEYS FOR PLAINTIFF

ATTORNEY'S LIEN CLAIMED



IN THE DISTRICT COURT OF OKLAHOMA COUNTY THE DISTRICT COURT OKLAHOMA COUNTY, OKLA. STATE OF OKLAHOMA

ANTHONY GAN, individually, and d/b/a EMPIRE LEASING, LLC. Plaintiff,

ν.

- 1. SAFECO INSURANCE;
- 2. AMERICAN ECONOMY INSURANCE **COMPANY:**
- 3. AMERICA FIRST INSURANCE **COMPANY:**
- 4. LIBERTY MUTUAL GROUP; and,
- 5. LIBERTY MUTUAL GROUP AGENCY MARKETS

Defendants.

JAN 25 2012

PATRICIA PRESLEY, COURT CLERK

Case Number:

CJ -2011-5493

SUMMONS

TO THE ABOVE-NAMED DEFENDANT: AMERICA FIRST INSURANCE COMPANY

You have been sued by the above-named Plaintiff, and you are directed to file a written answer to the attached Petition in the court at the above address within twenty (20) days after service of this summons upon you, exclusive of the day of service. Within the same time, a copy of your answer must be delivered or mailed to the attorney for the Plaintiff.

Unless you answer the Petition within the time stated, judgment will be rendered against you with costs of the action.

Issued this 5 day of August, 2011. PATRICIA PRESLEY, CONTYCKE

[SEAL]

Court Clerk

ATTORNEYS FOR PLAINTIFF:

David N. Mavo

THE TAWWATER LAW FIRM, P.L.L.C.

14001 Quail Springs Parkway Oklahoma City, Oklahoma 73134 (405) 607-1400

This summons was served on the 23 day of January, 3

		PERSO	NAL			
that I delivered	a copy of said su	ing summons on the	the Petition attached	to each of the follo	owing named	
DEFEND	ANT	ADDRESS WHERE	SERVED	DATE OF SERVICE		
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years of age or	older.		,			
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the defendant		laza 3625 NW 56 th Street Suite 100	3. Service Type	<u></u>	E persons of	
_		a city, OK 73112		xpress Mail		
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IN THE DISTRICT COURT OF OKLAHOMA COUNTY STATE OF OKLAHOMA

ANTHONY GAN, individually, and d/b/a EMPIRE LEASING, LLC.
Plaintiff.

v.

1. SAFECO INSURANCE;

- 2. AMERICAN ECONOMY INSURANCE COMPANY;
- 3. AMERICA FIRST INSURANCE COMPANY;
- 4. LIBERTY MUTUAL GROUP; and,
- 5. LIBERTY MUTUAL GROUP AGENCY MARKETS

Defendants.

FILED IN THE DISTRICT COURT OKLAHOMA COUNTY, OKLA.

JAN 25 2012

Case Number: by DEPUTY

CJ -2011-5493

SUMMONS

TO THE ABOVE-NAMED DEFENDANT: AMERICAN ECONOMY INSURANCE COMPANY

You have been sued by the above-named Plaintiff, and you are directed to file a written answer to the attached Petition in the court at the above address within twenty (20) days after service of this summons upon you, exclusive of the day of service. Within the same time, a copy of your answer must be delivered or mailed to the attorney for the Plaintiff.

Unless you answer the Petition within the time stated, judgment will be rendered against you with costs of the action.

Issued this _____ day of August, 2011.

PATRICIA PRESLEY, COURT CHET

[SEAL]

Court Clerk

Bv:

ATTORNEYS FOR PLAINTIFF:

David N. Mayo

THE TAWWATER LAW FIRM, P.L.L.C.

14001 Quail Springs Parkway Oklahoma City, Oklahoma 73134 (405) 607-1400

This summons was served on the $\frac{\partial 3}{\partial x}$ day of

f Lanuary.

012____

Case 4:12-cv-00089-GKF-tlw Document 2-2 Filed in USDC ND/OK on 02/22/12 Page 20 of 30

RETURN OF SERVICE

that I deliver	ed a copy of said so	oing summons on the ummons with a copy County at t	of the Petition attac	thed to each of the form	llowing named
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		I served	day or	by leaving a	copy of said
summons with	h a copy of the Petition	on attached at		which is his/her member of his/her fam	usual place of
years of age o	or older.		, a	member of his/her fam	my micen (15)
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			The Jaw	water Lan	5 Firm
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IN THE DISTRICT COURT FOR OKLAHOMA COUNTY STATE OF OKLAHOMA

ANTHONY GAN, individually, and d/b/a EMPIRE LEASING, LLC.

Plaintiff.

 \mathbf{v} .

- 1. SAFECO INSURANCE;
- 2. SAFECO INSURANCE COMPANY OF **AMERICA:**
- 3. AMERICAN ECONOMY INSURANCE COMPANY;
- 4. AMERICA FIRST INSURANCE COMPANY;
- 5. LIBERTY MUTUAL GROUP;
- 6. LIBERTY MUTUAL GROUP **AGENCY MARKETS;**
- 7. LIBERTY MUTUAL FIRE INSURANCE COMPANY; and
- 8. LIBERTY MUTUAL INSURANCE COMPANY.

Case Number: CJ-2011-5493

FILED IN THE DISTRICT COURT OKLAHOMA COUNTY, OKLA.

JAN 25 2012

PATRICIA PRESLEY, COURT CLERK

Defendants

SUMMONS

TO THE ABOVE-NAMED DEFENDANT: LIBERTY MUTUAL INSURANCE COMPANY

You have been sued by the above-named Plaintiff, and you are directed to file a written answer to the attached Petition in the court at the above address within twenty (20) days after service of this summons upon you, exclusive of the day of service. Within the same time, a copy of your answer must be delivered or mailed to the attorney for the Plaintiff.

Unless you answer the Petition within the time stated, judgment will be rendered against you with costs of the action.

Issued this day of January, 2012.

[SEAL]

Court Clerk

ATTORNEYS FOR PLAINTIFF:

David N. Mayo

THE TAWWATER LAW FIRM, P.L.L.C.

14001 Quail Springs Parkway Oklahoma City, Oklahoma 73134 (405) 607-1400

This summons was served on the $\frac{33}{4}$ day of $\frac{33}{4}$

RETURN OF SERVICE

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	c/o Insur	LIBERTY MUTUAL INSURANCE c/o Insurance Commissioner Five Corporate Plaza 3625 NW 56 th Street					-
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Fee for service \$				4. Restricted Deliver	y? (Extra Fee)	☐ Yes	<u> </u>
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IN THE DISTRICT COURT FOR OKLAHOMA COUNTY STATE OF OKLAHOMA

ANTHONY GAN, individually, and d/b/a EMPIRE LEASING, LLC.

Plaintiff.

v.

- 1. SAFECO INSURANCE;
- 2. SAFECO INSURANCE COMPANY OF AMERICA:
- 3. AMERICAN ECONOMY INSURANCE **COMPANY:**
- 4. AMERICA FIRST INSURANCE COMPANY:
- 5. LIBERTY MUTUAL GROUP;
- 6. LIBERTY MUTUAL GROUP **AGENCY MARKETS:**
- 7. LIBERTY MUTUAL FIRE INSURANCE COMPANY: and
- 8. LIBERTY MUTUAL INSURANCE COMPANY.

Case Number: CJ-2011-5493

FILED IN THE DISTRICT COURT OKLAHOMA COUNTY, OKLA.

JAN 25 2012

PATRICIA PRESILEY, COURT CLERK

Defendants.

SUMMONS

TO THE ABOVE-NAMED DEFENDANT: LIBERTY MUTUAL FIRE INSURANCE COMPANY

You have been sued by the above-named Plaintiff, and you are directed to file a written answer to the attached Petition in the court at the above address within twenty (20) days after service of this summons upon you, exclusive of the day of service. Within the same time, a copy of your answer must be delivered or mailed to the attorney for the Plaintiff.

Unless you answer the Petition within the time stated, judgment will be rendered against you with costs of the action.

 $\mathcal{B}_{\underline{\underline{}}}^{\underline{\mathcal{Y}}}$ day of January, 2012.

[SEAL]

Court Clerk

ATTORNEYS FOR PLAINTIFF:

David N. Mayo

THE TAWWATER LAW FIRM, P.L.L.C.

14001 Quail Springs Parkway Oklahoma City, Oklahoma 73134 (405) 607-1400

This summons was served on the 33 day of January, 2018.

By The Laubatur Raw Fumpul YOU MAY SEEK THE ADVICE OF AN ATTORNEY ON ANY MATTER CONNECTED WITH THIS SUIT OR YOUR ANSWER. SUCH ATTORNEY SHOULD BE CONSULTED IMMEDIATELY SO THAT AN ANSWER MAY BE FILED WITHIN THE TIME LIMIT STATED IN THE SUMMONS.

RETURN OF SERVICE

I certify that I rec delivered a copy personally in	eived the forego of said summor	oing summons on the ns with a copy of the County at the addres	e Petitions and on	day of on attached to ea n the date set for	ach of the f	ollowing name	, and that I ad defendants wit:
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IN THE DISTRICT COURT FOR OKLAHOMA COUNTY STATE OF OKLAHOMA

ANTHONY GAN, individually, and d/b/a EMPIRE LEASING, LLC.

Plaintiff,

V.

- 1. SAFECO INSURANCE;
- 2. SAFECO INSURANCE COMPANY OF AMERICA;
- 3. AMERICAN ECONOMY INSURANCE COMPANY:
- 4. AMERICA FIRST INSURANCE COMPANY;
- 5. LIBERTY MUTUAL GROUP;
- 6. LIBERTY MUTUAL GROUP AGENCY MARKETS;
- 7. LIBERTY MUTUAL FIRE INSURANCE COMPANY; and
- 8. LIBERTY MUTUAL INSURANCE COMPANY.

Case Number: CJ-2011-5493

FILED IN THE DISTRICT COURT OKLAHOMA COURTY, OKLA.

JAN 2 5 2012

PATRICIA PRESLEY, COURT CLERK by

ZEPUTY

Defendants.

SUMMONS

TO THE ABOVE-NAMED DEFENDANT: SAFECO INSURANCE COMPANY OF AMERICA

You have been sued by the above-named Plaintiff, and you are directed to file a written answer to the attached Petition in the court at the above address within twenty (20) days after service of this summons upon you, exclusive of the day of service. Within the same time, a copy of your answer must be delivered or mailed to the attorney for the Plaintiff.

Unless you answer the Petition within the time stated, judgment will be rendered against you with costs of the action.

Issued this 20 day of January, 2012.

ATRICIA PRESLEY, Court Cler

[SEAL]

Court Clerk

By:

ATTORNEYS FOR PLAINTIFF:

David N. Mayo

THE TAWWATER LAW FIRM, P.L.L.C.

14001 Quail Springs Parkway Oklahoma City, Oklahoma 73134 (405) 607-1400

This summons was served on the

23 day of January

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RETURN OF SERVICE

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IN THE DISTRICT COURT OF OKLAHOMA COUNTY STATE OF OKLAHOMA

EMPIRE LEASING, LLC,))
Plaintiff,))
vs.) No. CJ-2011-5493
SAFECO INSURANCE; SAFECO INSURANCE COMPANY OF AMERICA; AMERICAN ECONOMY INSURANCE COMPANY; AMERICA FIRST INSURANCE COMPANY; LIBERTY MUTUAL GROUP; LIBERTY MUTUAL GROUP AGENCY MARKETS; LIBERTY MUTUAL FIRE INSURANCE COMPANY; and LIBERTY MUTUAL INSURANCE COMPANY,	FILED IN THE DISTRICT COURT OKLAHOMA COUNTY, OKLA. FEB 1 3 2012 PATRICHA PHRA EX. COURT CLERK TO SEPURI
Defendants.)

SPECIAL ENTRY OF APPEARANCE AND REQUEST FOR ENLARGEMENT OF TIME IN WHICH TO FURTHER ANSWER OR PLEAD

COME NOW the Defendants, Safeco Insurance Company of America, America First Insurance Company and Liberty Mutual Insurance Company, and pursuant to the provisions of Title 12 O.S. §2012(A) (Supp. 1990), and *Young v. Walton*, 1991 OK 20, 807 P.2d 248, specially enter their appearance herein, and request twenty (20) additional days from the answer date of February 13, 2012 up to and including March 5, 2012, in which to answer or otherwise plead.

Defendants specifically reserves their right to assert all defenses available by law, including, but not limited to, all defenses specifically identified by Title 12 O.S. § 2012(B).

Respectfully Submitted,

LATHAM, WAGNER, STEELE & LEHMAN

Bob L. Latham OBA # 15799 Carey C. Calvert OBA # 15080 10441 S. Regal Blvd., Ste. 200

Tulsa, OK 74133 (918) 970-2000 Phone (918) 970-2002 Fax

CERTIFICATE OF MAILING

The undersigned hereby certifies that on the day of the day of true and correct copy of the above instrument was mailed to all known counsel of record, listed below.

Larry Tawwater
Darren M. Tawwater
David N. May
THE TAWWATER LAW FIRM, PLLC
14001 Quail Springs Parkway
Oklahoma City, OK 73134

Cay Carb



FILED IN THE DISTRICT COL

IN THE DISTRICT COURT OF OKLAHOMA COUNTY, OKLA STATE OF OKLAHOMA FED 1 4 2012

~ -	7 EB 1 4 ZVIZ
ANTHONY GAN, individually, and d/b/a EMPIRE LEASING, LLC.,) DEPUTY DEPUTY
Plaintiff,)
) Case No. CJ-2011-5493
VS.)
SAFECO INSURANCE; SAFECO INSURANCE COMPANY OF AMERICA; AMERICAN ECONOMY INSURANCE COMPANY; AMERICAN FIRST INSURANCE COMPANY; LIBERTY MUTUAL GROUP; LIBERTY MUTUAL GROUP AGENCY MARKETS; LIBERTY MUTUAL FIRE INSURANCE COMPANY; and LIBERTY MUTUAL INSURANCE COMPANY.	
Defendants.)

ENTRY OF APPEARANCE

COMES NOW Michael P. Martin for the firm of Martin Jean & Jackson, and hereby enters his appearance as counsel on behalf of the firm, Martin Jean & Jackson, for the Plaintiff, Anthony Gan, individually, and d/b/a Empire Leasing LLC. in the above matter.

By:

Michael P. Martin, OBA # 22225 Martin Jean & Jackson - Stillwater P.O. Box 1089 Stillwater, OK 74076 (405)377-5000 Telephone (405)377-5011 Facsimile mmartin@mjjlawfirm.com

Respectfully submitted, MARTIN JEAN & JACKSON

CERTIFICATE OF MAILING

Mr. Darren Tawwater Tawwater Law Firm One TSquared Place 14001 Quail Springs Parkway Oklahoma City, OK 73134

Michael P. Martin